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7 IN THE UNITED STATES DISTRICT COURT
8 FOR THE EASTERN DISTRICT OF CALIFORNIA

9 UNITED STATES OF AMERICA,) Case No. 2:20-cr-00014-KJM
10 Plaintiff,)
11 vs.) STIPULATION FOR TEMPORARY
12) MODIFICATION OF CONDITIONS OF PRETRIAL
RELEASE; ORDER
13 BRYAN PAUL TAMBLYN,) Hon. Deborah Barnes
14 Defendant.)
15 _____)

16 The defendant, BRYAN PAUL TAMBLYN, by and through his attorney of record,
17 Assistant Federal Defender Megan T. Hopkins, and the UNITED STATES, by and through its
18 attorney of record, Christina McCall, hereby stipulate to and request an order from this Court
19 temporarily modifying the conditions of Mr. Tamblyn's pretrial release to permit him to work in
20 the driveway area of his residence, which is outside of the electronic monitoring zone, as
21 follows:

22 Wednesday, May 20, 2020 from 8:00 a.m. to 5:00 p.m.

23 Thursday, May 21, 2020 from 8:00 a.m. to 5:00 p.m.

24 Mr. Tamblyn is currently on pretrial release in this district on a \$50,000 unsecured
25 appearance bond, as well as an appearance bond secured by deeds of trust and co-signed by his
26 uncle, Jerome Espinosa and grandfather, Richard Espinosa. *See* Dkt. 26 (unsecured appearance
27 bond) and Dkt. 29 (appearance bond secured by deeds of trust).

28 Mr. Tamblyn is in compliance with his conditions of release. One of those conditions of

1 release is location monitoring. Mr. Tamblyn is subject to home detention, and therefore must
2 remain inside his residence at all times except for employment; education; religious services;
3 medical, substance abuse, or mental health treatment; attorney visits; court appearances; court
4 ordered obligations; or other activities pre-approved by the pretrial services officer¹.

5 Mr. Tamblyn's conditions were recently modified to permit him to work in his
6 grandfather's driveway² on May 16, 2020 – May 18, 2020 from 8:00 a.m. to 5:00 p.m. *See Dkt.*
7 36. However, due to rainy weather on Sunday, May 17, 2020, Mr. Tamblyn's progress on the
8 driveway project has been delayed. He therefore anticipates needing between one and a half and
9 two more days of work to complete the project.

10 Mr. Tamblyn requests, and the parties agree and so stipulate, that his Conditions of
11 Release be temporarily amended to specifically permit him to work in his grandfather's
12 driveway, under his grandfather, Richard Espinosa's, supervision, for the period(s) of time set
13 forth above.

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23 ¹ Pretrial services interprets this condition to only permit their approval of other activities which are
24 deemed "essential," with all other activities requiring the approval of the Court. The pretrial services officer who
25 supervises Mr. Tamblyn advised defense counsel that this specific request would require the approval of the Court,
because it is not considered an "essential" activity.

26 ² Mr. Tamblyn's grandfather, Richard Espinosa, hopes to have his driveway repaved, and in order to do so
27 needs a large amount of brush, debris, and portions of the existing driveway removed from the area. It will also be
necessary to level the area and prepare it for the pouring of new cement. Mr. Tamblyn is experienced in this line of
work and would like to complete the project for his grandfather, in order to save his grandfather the expense of
hiring outside labor. Mr. Espinosa is a third party custodian and resides with Mr. Tamblyn, and will be present to
supervise Mr. Tamblyn while he is working on the drive, outside of the electronic monitoring area.

1 The proposed temporarily amended condition is attached to this request. The parties do
2 not request a hearing in this matter in light of this stipulation.

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5 DATED: May 18, 2020

Respectfully submitted,

HEATHER E. WILLIAMS

6 Federal Defender

7 */s/ Megan T. Hopkins*
8 MEGAN T. HOPKINS
9 Assistant Federal Defender
10 Attorney for BRYAN PAUL TAMBLYN

11 DATED: May 18, 2020

MCGREGOR SCOTT

12 United States Attorney

13 */s/ Christina McCall*
14 CHRISTINA MCCALL
15 Assistant United States Attorney
16 Attorney for the United States

ORDER

GOOD CAUSE HAVING BEEN SHOWN, IT IS HEREBY ORDERED THAT the Special Conditions of Release for defendant, Bryan Paul Tamblyn, be Temporarily Amended such that he is permitted to work in the driveway area of his residence, under the supervision of third party custodian Richard Espinosa, between the hours of 8:00 a.m. and 5:00 p.m. on Wednesday, May 20 – Thursday, May 21, 2020. At no time is Mr. Tamblyn to leave his residence. While in the front yard of his residence, Mr. Tamblyn shall be in the presence of his grandfather (Third-Party Custodian). All other conditions of pretrial release shall remain in force.

The Temporary Amended Special Condition of Release is hereby adopted.

Dated: May 19, 2020


DEBORAH BARNES
UNITED STATES MAGISTRATE JUDGE